

ORDINANCE NO. 1404

72-819

1 AN ORDINANCE authorizing condemnation of property for
2 the East Marginal Way South (South 118th - South 133rd Pl)
3 R/W 1966

4 WHEREAS, the King County Council, on December 1, 1971, by Ordinance No.
5 1056, did adopt the 1972 annual budget for King County and did provide therein
6 for the Capital Improvement Program which adopted the Capital Program and the
7 Budget including a Transportation Program, and

8 WHEREAS, the King County Transportation Program provides for a County
9 road system development and improvement program coordinating the kind of road
10 with other elements of the larger transportation system, abutting land uses
11 and business, industry, government and residential processes, and

12 WHEREAS, the Capital Improvement Program provides for the acquisition and
13 construction of East Marginal Way South (South 118th - South 133rd Pl.), and

14 WHEREAS, in order to acquire the property and property rights required to
15 lay out and construct East Marginal Way South (South 118th - South 133rd Pl.),
16 it is necessary for King County to condemn certain lands and property rights
17 and rights in property for road purposes as hereinafter more particularly set
18 forth, and

19 WHEREAS, the King County Council finds that the public health, safety,
20 necessity and convenience demand that East Marginal Way South (South 118th -
21 South 133rd Pl.) be constructed within King County in accordance with the
22 Capital Improvement Program, and that certain properties, property rights and
23 rights in property be condemned, appropriated, taken and damaged for the con-
24 struction of said road, as provided in this Ordinance.

25 THEREFORE, BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

26 SECTION 1. The King County Council has deemed it necessary and in the
27 best interest of the citizens of King County that the lands hereinafter
28 described, and other property rights and/or rights in property be condemned,
29 appropriated, taken and damaged for the purpose of constructing East Marginal
30 Way South (South 118th - South 133rd Pl.), subject to the making or paying of
31 just compensation to the owners thereof in the manner provided by law.

32 PARCEL 18-6 The North 85 feet of that portion of Lot 55 lying South-
33 westerly of the Renton Junction Road. Said Lot 55 being in Riverside Inter-
urban Tracts in Section 15, Township 23 North, Range 4 East, W.M., as recorded
in Vol. 10 of Plats, Page 74, Records of King County, Wash. Containing
1,445 Sq. Ft.

EASEMENT FOR SLOPES

PARCEL 18-6A That portion of the North half of the West 160 feet of the North half of Lot 58, lying West of the County Road and that portion of Lot 55 lying Southwesterly of the Renton Junction Road in Riverside Interurban Tracts in Section 15, Township 23 North, Range 4 East, W.M., as recorded in Volume 10 of Plats, Page 74, Records of King County, Washington. To make Slopes for cuts and fills, as follows: A strip of land lying Easterly of and adjacent to the Easterly Right of Way line of 40th Avenue South as surveyed by King County Survey No. 15-23-4-23, described as follows: Beginning at a point opposite Engrs. Sta. 3+30 South and having a width of 4 feet, thence Southerly and parallel to said Right of Way to a terminus opposite Engrs. Sta. 5+00 South Containing 680 Sq. Ft. more or less.

PARCEL 18-10 The East 155 feet of the South 100 feet of Lot 54 of Riverside Interurban Tracts in Section 15, Township 23 North, Range 4 East, W.M. as recorded in Volume 10 of Plats, Page 74, Records of King County, Washington LESS the street. To make slopes for cuts and fills as follows: That portion of the above described parcel of land lying within a strip beginning at the Northerly line of said parcel at 12 feet in width thence Southerly and decreasing in width to 9 feet at the Southerly line of said parcel of land. Containing 1,050 Sq. Ft. more or less.

PARCEL 18-29A That portion of Lot 1, Block 8 of Riverton Addition in Section 10, Township 23 North Range 4 East, W.M., as recorded in Plats, Volume 13, Page 36, Records of King County, Washington. To make slopes for cuts and fills as follows: A strip of land lying Westerly and adjacent to the West R/W line of East Marginal Way South as surveyed by King County Road Survey No. 15-23-4-33; said strip being described as follows: Beginning at the South boundary of above said Lot 1 and having a width of 4 feet, thence Northwesterly and parallel to said R/W to a point of tangency at Station 36+98, thence Westerly on an arc of circle with a radius of 8 feet and said strip increasing in width to 5 feet at a point of tangency, thence Westerly at 6 feet wide for 10 feet parallel to South Right-of-Way line of South 124th Street.

PARCEL 18-28 That portion of Lots 2 through 4, Block 8 of Riverton Add'n. in Section 10, Township 23 North, Range 4 East, W.M. as recorded in Plats,

Volume 13, Page 36, Records of King County, Washington. To make slopes for cuts and fills, as follows: A strip of land lying Westerly and adjacent to the West R/W line of East Marginal Way South, as surveyed by King County Road Survey No. 15-23-4-33, described as follows: Beginning on said R/W line at Sta. 35+07 and having a width of zero feet, thence Northwesterly and increasing in width to 4 feet at North Boundary of above said Lot 4, thence Northerly and parallel to said R/W to the North Boundary of above said Lot 2.

DRAINAGE RELEASE

PARCEL 18-16 Whereas, first parties represent and warrant that they are the owners (tenant, mortgagee) of that certain parcel of land described as follows: That portion of the North $\frac{1}{2}$ less the East 260 feet and less the West 120 feet of the South 200 feet in Tract 50 Riverside Interurban Tracts in Section 15, Township 23 North Range 4 East, W.M., as recorded in Plats, Volume 10, Page 74, Records of King County, Washington. A strip of land lying Easterly and adjacent to the East R/W line of East Marginal Way South, as surveyed by King County Survey No. 15-23-4-33. Said strip described as follows: Beginning on said R/W at Station 22+65 and having a width of zero feet, thence Northeasterly and increasing in width to 8 feet at Station 22+73, thence Northerly and parallel to said R/W to Station 23+05, thence Northwesterly and decreasing in width to zero feet at Station 23+19.

DRAINAGE EASEMENT

PARCEL 18-28A, 18-29B & 18-30 That portion of Lot 8, 7, 6, 5, 4, 3, 2, 1 and 34, Block 8 of Riverton Addition in Section 10, Township 23 North, Range 4 East, W.M., as recorded in Volume 13 of Plats, Page 36, Records of King County, Washington. Said portion being described as follows: The Easterly 15 feet and also a strip of land 10 feet wide beginning from the storm drain manhole located 34 feet left of Engineers Station 33+25 as surveyed by King County Survey No. 15-23-4-33, thence in a Westerly direction 95 feet to a point 5 feet beyond the storm drain manhole 120 feet left of Engineers Station 33+37 in Lot 8, the Easterly 10 feet of Lots 7, 6, 5, 4 and 3. The Easterly 13 feet of Lot 2, the Easterly 15 feet and the N'ly 20 ft. of Lot 1, the Nly 20 ft. of the Ely 10 ft. of Lot 34. Containing 7835 Sq. Feet more or less.

SECTION 2. The King County Council determines that condemnation proceedings are hereby authorized to acquire property and property rights and/or rights in property together with the right to construct and maintain slopes for cuts and fills on certain abutting property described herein, for the purpose of the subject road improvement.

SECTION 3. The attorneys for King County be and they are hereby authorized and directed to begin and prosecute the proceedings provided by law to condemn, take and appropriate the land and other property and property rights necessary to carry out the provisions of this Ordinance.

INTRODUCED AND READ for the first time this 25th day of September, 1972.

PASSED at a regular meeting of the King County Council this 16th
day of October, 1972

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Wm. J. Owen
Chairman of the Council

ATTEST:

Lee Kraft
Administrator-Clerk of the Council

APPROVED this 26th day of October, 1972.

King County Executive